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BEFORE THE ARIZONA CORPORATION COMMISSION

Arizona Corporation Commission

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MIKE GLEASON, Chairman
WILLIAM A. MUNDELL
JEFF HATCH-MILLER
KRISTIN K. MAYES
GARY PIERCE

DOCKETED BY

AZ CORP COMMISSION
DOCKET CONTROL

IN THE MATTER OF THE APPLICATION OF
PERKINS MOUNTAIN UTILITY COMPANY FOR
A CERTIFICATE OF CONVENIENCE AND
NECESSITY.

DOCKET NO. SW-20379A-05-0489

IN THE MATTER OF THE APPLICATION OF
PERKINS MOUNTAIN WATER COMPANY FOR
A CERTIFICATE OF CONVENIENCE AND
NECESSITY.

DOCKET NO. W-20380A-05-0490

PROCEDURAL ORDER

BY THE COMMISSION:

On July 7, 2005, Perkins Mountain Utility Company and Perkins Mountain Water Company ("Applicants") filed with the Arizona Corporation Commission ("Commission") applications for Certificates of Convenience and Necessity to provide wastewater and water service to master-planned communities in Mohave County, Arizona.

Hearings were held in December, 2005, and again in February and March, 2007, and Briefs were filed in this matter. A number of late-filed documents have also been submitted in the docket since that time.

By Procedural Order issued July 30, 2007, the record in this proceeding was re-opened to take additional testimony and evidence, and a procedural conference was scheduled for August 3, 2007.

On August 1, 2007, the Applicants filed a Motion for Reconsideration or in the Alternative for Temporary Stay of Proceedings.

The procedural conference was held, as scheduled, on August 3, 2007. At the conclusion of the procedural conference, the Applicants were granted a temporary stay for 90 days and directed to file a pleading by November 2, 2007, indicating the Applicants' intent regarding the pending applications.

On November 2, 2007, the Applicants filed a Request for 30-Day Continuance of Temporary

1 Stay of Proceedings.

2 By Procedural Order issued November 27, 2007, the Request for Continuance was granted
3 and the Applicants were directed to file a pleading regarding their intent to pursue the applications by
4 no later than December 3, 2007.

5 On November 30, 2007, the Applicants filed an Amendment to Applications and Request for
6 Procedural Schedule. According to the filing, the stock of Perkins Mountain Water Company and
7 Perkins Mountain Utility Company has been purchased by Utilities Inc., an operator of privately
8 owned water and wastewater companies in 17 states, including Nevada and Arizona. The Applicants
9 request that a procedural conference be scheduled to establish a procedural schedule for the
10 continuation of this proceeding.

11 By Procedural Order issued December 11, 2007, a procedural conference was scheduled for
12 January 4, 2008. The procedural conference was held, as scheduled, on January 4, 2008, during
13 which the parties discussed a tentative procedural schedule.

14 On January 7, 2008, the Applicants filed a Concurrence with Proposed Procedural Schedule.

15 IT IS THEREFORE ORDERED that **a hearing shall be scheduled for May 5, 2008, at 9:30**
16 **a.m.**, at the offices of the Commission, 1200 West Washington, Phoenix, Arizona 85007.
17 **Additional hearing days shall be scheduled for May 8 and 9, 2008.**

18 IT IS FURTHER ORDERED that **Staff shall file an Amended Staff Report or**
19 **Supplemental Testimony by no later than March 28, 2008.**

20 IT IS FURTHER ORDERED that the **Applicants shall file Direct Testimony in support of**
21 **the Amended Application and in response to Staff's Amended Staff Report or Supplemental**
22 **Testimony by no later than April 14, 2008.**

23 IT IS FURTHER ORDERED that **Staff shall file Rebuttal Testimony, if necessary, by no**
24 **later than April 28, 2008.**

25 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113 - Unauthorized
26 Communications) applies to this proceeding and shall remain in effect until the Commission's
27 Decision in this matter is final and non-appealable.

1 IT IS FURTHER ORDERED that the Administrative Law Judge may rescind, alter, amend,
2 or waive any portion of this Procedural Order either by subsequent Procedural Order or by ruling at
3 hearing.

4 DATED this 8th day of January, 2008.

7 


8 DWIGHT D. NODES
9 ASSISTANT CHIEF ADMINISTRATIVE LAW JUDGE

10 Copies of the foregoing mailed/delivered
11 this 5th day of January, 2008 to:

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